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Attorney for Defendant-Appellant: Brian William Elm

FILED
DISTRICT COURT OF GUAM

OCT 18 2006 *nm*

MARY L.M. MORAN
CLERK OF COURT

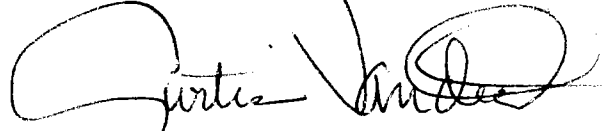
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,)	Case No. CR 05-00053-006
)	
Plaintiff-Appellee,)	
)	
vs.)	NOTICE OF APPEAL
)	
BRIAN WILLIAM ELM,)	
)	
Defendant-Appellant.)	

NOTICE IS HEREBY GIVEN that the Defendant-Appellant BRIAN WILLIAM ELM, through Defendant's court appointed counsel, hereby appeals Defendant-Appellant's conviction and sentence imposed in the above entitled case to the United States Court of Appeals for the Ninth Circuit.

Respectfully submitted this Wednesday, October 18, 2006.

VAN DE VELD SHIMIZU CANTO & FISHER



CURTIS C. VAN DE VELD, ESQ.
Attorney for Defendant-Appellant
BRIAN WILLIAM ELM

ORIGINAL

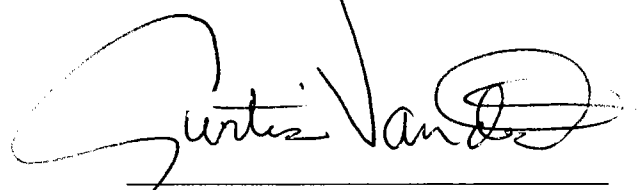
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2 **CERTIFICATE OF SERVICE**

3 I, CURTIS C. VAN DE VELD, certify that I caused a copy of the
4 foregoing document here filed, to be served on counsel for Plaintiff UNITED
5 STATES OF AMERICA on October 18, 2006, via hand delivery at the
6 following address:
7

8 Ms. Karon V. Johnson, Esq.
9 Assistant U.S. Attorney
10 U.S. Attorney's Office
11 District Of Guam
12 Criminal Division
13 6th Floor, Sirena Plaza
14 108 Hernan Cortes Avenue
15 Hagåtña, Guam 96910

16 Dated: Wednesday, October 18, 2006.

17 **VAN DE VELD SHIMIZU CANTO & FISHER**

18 
19 **CURTIS C. VAN DE VELD, ESQ.**
20 *Attorney for Defendant-Appellant*

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24 CCV:ccv
25 VSCF/N.M. P.R. CASTRO/CR000609